

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

JEFFREY SCOTT ZIEGLER,
Plaintiff,

v.

KELLY DOWNING, correctional officer;
N'TACIA MONTOUGE, correctional
officer; JODIE M. WRIGHT; SCOTT
LIGHT, P.A.C.; THOMAS L'HEUREUX;
SARA SMITH-KARINKO, M.C.;
SHERIDEN ROBERTS, R.N. 2;
MARGARET GILBERT; TAMMY
SCHOOLEY-ESKOTEE; SHANE L.
EVANS, H.S.M. 2/C.P.M.; RYAN
HERRINGTON, M.D./F.M.D.; KEITH
PARRIS, H.S.M. 1/H.S.M. 2; DAN L.
VAN OGLE; ROBERT SCHREIBER,
A.D.A./C.P.M.; JAMIE NEWTON, R.N.
3; ERIN LYSTAD, P.A.C.; LEELAND
ROGGE, M.D./I.M.E.; SASHA BANGS,
P.A.C.; and DENNIS DAHNE,
Defendants.

No. 3:20-CV-05288-SAB

**ORDER ADOPTING REPORT
AND RECOMMENDATIONS;
GRANTING LEAVE TO FILE
AN AMENDED COMPLAINT**

**ORDER ADOPTING REPORT AND RECOMMENDATIONS; GRANTING
LEAVE TO FILE AN AMENDED COMPLAINT # 1**

1 Before the Court is Magistrate Judge Theresa Fricke's Report and
2 Recommendation, ECF No. 100. Plaintiff appears *pro se*. Defendants Kelly
3 Downing, N'Tacia Montouge, Jodie M. Wright, Scott Light, Thomas L'Heureux,
4 Sara Smith-Karinko, Sheridan Roberts, Margaret Gilbert, Tammy Schooley-
5 Eskotee, Shane L. Evans, Ryan Herrington, Keith Parris, Dan. L. Van Ogle, Robert
6 Schreiber, Jamie Newton, and Erin Lystad are represented by Sarah Brisbin.
7 Defendants Leeland Rogge, Sasha Bangs and Dennis Dahne have not made
8 appearances.

9 The Report considers Plaintiff's Motion to Enjoin Nathan Montabo
10 [Montambo], Previously Identified as CO Montouge, ECF No. 92, and interprets
11 the motion as a motion for leave to amend the complaint. Having reviewed the
12 Report, objections, and the record, the Court adopts the Report and
13 Recommendation in part, denies the request to add Nathan Montambo as a
14 defendant, and grants leave to amend the complaint.

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS; GRANTING
LEAVE TO FILE AN AMENDED COMPLAINT # 2**

Accordingly, **IT IS HEREBY ORDERED:**

1. The Court **ADOPTS** the Report and Recommendation, ECF No. 100, in part.

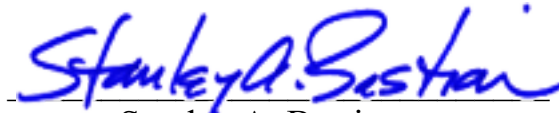
2. Plaintiff's Motion to Enjoin Nathan Montabo [Montambo], ECF No. 92, is **DENIED without prejudice**. Mr. Montambo shall not be added as a defendant.

3. The Court **GRANTS** Plaintiff leave to file an amended complaint.

4. Plaintiff shall file any amended complaint on or before **March 11, 2024**.

IT IS SO ORDERED. The District Court Clerk is hereby directed to enter this Order and provide copies to *pro se* Plaintiff and counsel.

DATED this 26th day of January 2024.



Stanley A. Bastian
United States District Judge